

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

CALIFORNIA EXPANDED METAL  
PRODUCTS COMPANY, a California  
corporation; and CLARKWESTERN  
DIETRICH BUILDING SYSTEMS LLC, dba  
CLARKDIETRICH BUILDING SYSTEMS, an  
Ohio limited liability company

Plaintiffs,

v.

JAMES A. KLEIN, an individual;  
BLAZEFRAME INDUSTRIES, LTD, a  
Washington Company, and SAFTI-SEAL,  
INC., a Washington company,

Defendants.

Case No. 2:18-cv-00659-JLR

**STIPULATED MOTION AND  
~~PROPOSED~~ ORDER TO  
EXTEND DISCOVERY CUT-OFF  
FOR EXPERT WITNESS  
DEPOSITION**

NOTE ON MOTION CALENDAR:  
July 29, 2019

Pursuant to Local Civil Rule 16(b)(5), and subject to the Court's approval, Plaintiffs California Expanded Metal Products Company ("CEMCO") and Clarkwestern Dietrich Building Systems LLC, d.b.a. ClarkDietrich Building Systems ("ClarkDietrich") (collectively "Plaintiffs"), and Defendants James A. Klein, BlazeFrame Industries, Ltd., and Safti-Seal, Inc. (collectively, "Defendants"), by and through their counsel of record, move the Court to extend Discovery cut-off to take a single expert witness deposition after the current discovery cut-off date of **July 29, 2019**.

131697.0001/7737528.2

Motion And ~~Proposed~~ Order To Extend Discovery  
Cut-Off - 1  
Case No. 2:15-cv-01096-JLR

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1 If granted, the requested extension will *not* affect any other deadline set by the Court. Good cause  
2 exists for the extension as follows.

3 **STIPULATED MOTION TO EXTEND DISCOVERY CUT-OFF**

4 Under the Court's current scheduling order, discovery is set to close today, July 29, 2019.  
5 The deposition of Defendants' expert witness, Dan Lindsay, was set to occur on July 29, 2019.  
6 Unfortunately, Mr. Lindsay became ill and informed the parties by email on Sunday, July 28, 2019,  
7 that he would not be available to be deposed as scheduled. *See* July 29, 2019, Bageant Decl. Exh.  
8 A. To allow Mr. Lindsay to recover from his illness, the parties agreed, subject to the Court's  
9 approval, to reschedule the deposition to August 1, 2019, in Houston, Texas. Thus, subject to the  
10 Court's approval, the Parties have stipulated to extending the deadlines for discovery to take Mr.  
11 Lindsay's deposition until August 1, 2019.  
12

13 The requested extension will not affect the other dates in the case. The trial scheduled at  
14 the end of the year will also not be affected. Therefore, based on the foregoing, the parties  
15 respectfully request that the Court GRANT this stipulated motion.  
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18  
19 Respectfully submitted,

20 TROJAN LAW OFFICES

21 by

22 July 29, 2019

/s/ R. Joseph Trojan

R. Joseph Trojan (*pro hac vice*)

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Beverly Hills, CA

Attorney for Plaintiff,

CALIFORNIA EXPANDED METAL PRODUCTS  
COMPANY

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28 Motion And ~~Proposed~~ Order To Extend Discovery  
Cut-Off - 2  
Case No. 2:15-cv-01096-JLR

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1  
2 July 29, 2019

/s/ Brian G. Bodine  
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CALIFORNIA EXPANDED METAL PRODUCTS  
COMPANY

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8 July 29, 2019

/s/ Ann G. Schoen  
Ann G. Schoen (*pro hac vice*)  
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CLARKWESTERN DIETRICH BUILDING  
SYSTEMS LLC

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14 July 29, 2019

/s/ Robert J. Carlson  
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/s/ Patrick C. Bageant  
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28 Motion And ~~Proposed~~ Order To Extend Discovery  
Cut-Off - 3  
Case No. 2:15-cv-01096-JLR

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The Hon. James. L. Robart

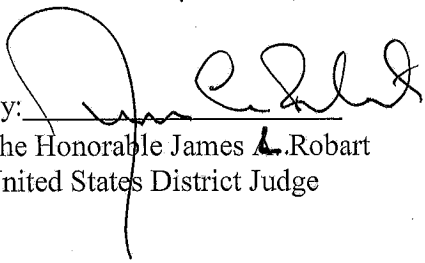
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Attorneys for Defendants.

~~PROPOSED~~ ORDER 

IT IS SO ORDERED

Dated: 30 July 2019

By:   
The Honorable James L. Robart  
United States District Judge

131697.0001/7737528.2

Motion And ~~Proposed~~ Order To Extend Discovery  
Cut-Off - 4  
Case No. 2:15-cv-01096-JLR

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**CERTIFICATE OF SERVICE**

I hereby certify that on July 29, 2019, I filed the foregoing document with the above-captioned court's CM/ECF system, which will cause it to be served electronically upon all counsel of record:

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By: /s/ Brian G. Bodine

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Motion And Order To Extend Discovery Cut-Off - 6  
Case No. 2:15-cv-01096-JLR

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